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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/888,235	06/22/2001	Joan P. Blonder	42830-00234	8106
25231	7590	11/10/2008		
MARSH, FISCHMANN & BREYFOGLE LLP			EXAMINER	
8055 East Tufts Avenue			LI, BAO Q	
Suite 450				
Denver, CO 80237			ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOAN P. BLONDER,
CLAIRE M. COESHOTT,
TIMOTHY C. RODELL,
WREN H. SCHAUER, and
GARY J. ROSENTHAL



Application No. 09/888,235

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on January 16, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below.

An Information Disclosure Statement (IDS) was filed April 11, 2006. It is not apparent from the record that the examiner neither considered the IDS nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- (1) consider the Information Disclosure Statement filed April 11, 2006, and;
- (2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES



PATRICK J. NOLAN
Deputy Chief Appeals Administrator
(571) 272-9797

Marsh, Fischmann & Breyfogle, LLP
3151 South Vaughn Way
Suite 411
Aurora, CO 80014

PJN/dem